

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

AUSTEN CHRISTOPHER LEE
NEWTON,

Defendant.

CR 23–12–M–DLC

ORDER

Before the Court is the United States’ Unopposed Motion for Amended Preliminary Order of Forfeiture. (Doc. 30.) Defendant Austen Christopher Lee Newton has been adjudged guilty of prohibited person in possession of a firearm, in violation of 18 U.S.C. § 922(g)(1), as charged in the Indictment. (Doc. 28.) As such, there is a factual basis and cause to issue an order of forfeiture, pursuant to 18 U.S.C. § 924(d).

Accordingly, IT IS ORDERED the motion (Doc. 30) is GRANTED.

IT IS FURTHER ORDERED that Newton’s interest in the following property is forfeited to the United States in accordance with 18 U.S.C. § 924(d):

- assorted rounds of ammunition; and

- Ruger 44 Revolver CAL:44 SN: 55-35662.¹

IT IS FURTHER ORDERED that the ATF and/or a designated sub-custodian is directed to seize the property subject to forfeiture and further to make a return as provided by law.

IT IS FURTHER ORDERED that the United States will provide written notice to all third parties asserting a legal interest in any of the above-described property and will post on an official government internet site (www.forfeiture.gov) for at least 30 consecutive days as required by Rule G(4)(a)(iv)(C) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, notice of the Court's Preliminary Order and the United States' intent to dispose of the property in such manner as the Attorney General of the United States may direct, pursuant to 21 U.S.C. § 853(n)(1), and to make its return to this Court that such action has been completed.

IT IS FURTHER ORDERED that upon adjudication of all third-party interests, if any, the Court will enter a final order of forfeiture, pursuant to 21 U.S.C. § 853(n)(7) and Fed. R. Crim. P. 32.2(c)(2), in which all interests will be addressed.

¹ The original Preliminary Order of Forfeiture did not include the Ruger firearm; it has since been determined to be an item of forfeiture for the judicial forfeiture process. (Doc. 31 at 2 n.1.)

DATED this 9th day of August, 2023.

A handwritten signature in blue ink, reading "Dana L. Christensen". The signature is written in a cursive style with a large initial "D".

Dana L. Christensen, District Judge
United States District Court